

1 SUPERIOR COURT  
2 COUNTY OF SAN BERNARDINO  
247 West Third Street, Eleventh Floor  
San Bernardino, CA 92415

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8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
9 **FOR THE COUNTY OF SAN BERNARDINO**  
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11 IN RE:

GENERAL ORDER #GO26-010

12 FILING LOCATION OF PENAL CODE §§  
1171, 1172.1, 1172.6 and 1172.75  
13 PETITIONS AND DESIGNATION OF  
14 ANOTHER JUDGE TO RULE WHEN THE  
ORIGINAL SENTENCING JUDGE IS  
15 UNAVAILABLE  
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GENERAL ORDER OF THE PRESIDING  
JUDGE

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18 A petition pursuant to Penal Code sections 1171, 1172.1, 1172.6, and 1172.75 is  
19 to be filed in the courthouse where the sentencing took place. The Court Executive Office  
20 does not accept filings. If the courthouse where sentencing took place no longer hears  
21 felony cases, then the petition is to be filed in the courthouse that currently covers the  
22 court district in which the original sentencing took place. For example, if sentencing took  
23 place in the Fontana Courthouse, the petition is to be filed at the Rancho Cucamonga  
24 Courthouse; if Barstow, the petition is to be filed at the Victorville Courthouse.

25 A judge who presided over the original sentencing will hear the petition, even if he  
26 or she has been assigned to preside over a non-criminal calendar.

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General Order: Filing Location of Penal Code §§ 1171, 1172.1, 1172.6 and 1172.75 Petitions and Designation of  
Another Judge to Rule when the Original Sentencing Judge is Unavailable

1 If the original sentencing judge is unavailable, pursuant to Rule of Court 10.603(d),  
2 I delegate my authority to designate another judge to rule on the petition to the  
3 Supervising Judge of the Criminal Division of the designated courthouse.

4 This order is effective January 1, 2026, and supersedes all previous general orders  
5 entitled *Filing Location of Penal Code 1170.95 Petitions and Designation of Another*  
6 *Judge to Rule When the Original Sentencing Judge is Unavailable*, issued by previous  
7 Presiding Judges. This order shall remain in effect until December 31, 2027.

8 Dated this 1st day of January, 2026.

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Rod Cortez  
12 Presiding Judge  
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